IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

Appeal Lodging No. 504 of 2004
in
Summons for Judgement no. 385 of 2002
in
Sum Suit No. 2674 of 200l
Vijay Baburao Malankar.. appellant
vs
M/s Leela Petroleum and anr.....Respondents

Mr Milind Vasudeo i/b S A Sawant for appellant
None for respondents.

CORAM: A.P.SHAH & S.J.VAZIFDAR JJ.

Dated l7.l.2005

P.C:

Heard Mr. Vasudeo appearing for the appellant.

. This appeal arises out of a summary suit for recovery of about Rs.l crore with interest at the rate of l8% p.a. In the suit a summons for judgement was taken out by the appellant in which the learned single Judge has granted unconditional leave except to the extent of Rs.52,6l6. Appeal at the instance of the appellant/plaintiff against unconditional leave is not maintainable. Hence appeal is dismissed.